

FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

---

In the Matter of )  
)  
)  
)

BANK OF MINGO, )  
WILLIAMSON, WEST VIRGINIA )  
)  
)

(INSURED STATE NONMEMBER BANK) )  
)  
)  
)  
)  
)  
)  
)  
)  
)  

---

ORDER TO PAY

FDIC-14-0071k

Bank of Mingo, Williamson, West Virginia ("Respondent"), and a representative of the Legal Division of the Federal Deposit Insurance Corporation ("FDIC") executed a Stipulation and Consent to the Issuance of an Order to Pay ("CONSENT AGREEMENT") dated June 9, 2015, whereby Respondent, solely for the purpose of this proceeding and without admitting or denying any violation of law for which civil money penalties may be assessed, consented and agreed to pay civil money penalties in the amount specified below to the Treasury of the United States.

After taking into account the CONSENT AGREEMENT, the appropriateness of the penalty with respect to the financial resources and good faith of Respondent, the gravity of the violations by Respondent, the history of previous violations by Respondent, and such other matters as justice may require, the FDIC accepts the CONSENT AGREEMENT and issues the following:

ORDER TO PAY CIVIL MONEY PENALTY

IT IS HEREBY ORDERED, that by reason of the violation set forth in paragraph 3 of the CONSENT AGREEMENT, a penalty of \$3,500,000.00 be, and hereby is assessed against Bank of Mingo. The penalty of \$3,500,000.00 shall be concurrent with, and partially offset by, a \$2,200,000.00 asset forfeiture by the Bank to the United States Department of Justice in connection with a Deferred Prosecution Agreement entered into between Respondent and United States Attorney's Office, Southern District of West Virginia. The Respondent shall pay the \$1,300,000.00 balance of civil money penalty hereunder to the Treasury of the United States.

IT IS FURTHER ORDERED that the Respondent is prohibited from seeking or accepting indemnification from any insured depository institution for the civil money penalty assessed and paid in this matter.

This Order to Pay shall be effective upon issuance.

Pursuant to delegated authority.

Dated this 15<sup>th</sup> day of June, 2015.

  / s /   
Lisa D. Arquette  
Associate Director  
Division of Risk Management Supervision